

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

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PRISM TECHNOLOGIES LLC,  
Plaintiff,  
v.  
T-MOBILE USA, INC.,  
Defendant.

Civil Action No. 8:12-cv-124-LES-TDT

**Emergency Motion to Certify Interlocutory  
Appeal Pursuant to 28 U.S.C. § 1292(b) and  
to Stay Pending Resolution of Related  
Proceedings**

**Jury Trial Requested In Omaha**

Pursuant to 28 U.S.C. § 1292(b), Defendant T-Mobile USA, Inc. (“T-Mobile”), hereby moves the Court for an order certifying the Court’s summary judgment order (Dkt. No. 428) for interlocutory appeal. Specifically, T-Mobile respectfully moves the Court to certify the following question:

Whether the asserted patent claims, which the Court held are directed to an abstract idea, contain inventive limitations sufficient to confer eligibility under 35 U.S.C. § 101.

Further, pursuant to the Court’s inherent authority to control its docket, T-Mobile moves the Court to stay proceedings in this case pending the resolution of that appeal or, alternatively, to stay proceedings in this case pending the resolution of Sprint’s post-trial motions and any resulting appeal in *Prism Technologies LLC v. Sprint Spectrum, L.P.*

Dated: October 5, 2015

By: s/ Michael T. Hilgers

Michael T. Hilgers (#24483)  
Carrie S. Dolton (#24221)  
**GOBER HILGERS PLLC**  
14301 FNB Parkway, Suite 100  
Omaha, NE 68154  
Telephone: 402.218.2106

Facsimile: 877.437.5755  
mhilgers@goberhilgers.com  
cdolton@goberhilgers.com

Daniel J. Thomasch (admitted *pro hac vice*)  
Josh Krevitt (admitted *pro hac vice*)  
**Gibson, Dunn & Crutcher LLP**  
200 Park Avenue  
New York, NY 10166-0193  
Tel +1 212.351.3800  
Fax +1 212.351.6200  
DThomasch@gibsondunn.com  
JKrevitt@gibsondunn.com

Jordan Bekier (admitted *pro hac vice*)  
**Gibson, Dunn & Crutcher LLP**  
333 S. Grand Ave.  
Los Angeles, CA 90071-3197  
Tel +1 213.229.7000  
Fax +1 213.229.7520  
JBekier@gibsondunn.com

Michael J. Abernathy (admitted *pro hac vice*)  
Christopher Hanba (admitted *pro hac vice*)  
**K&L GATES LLP**  
70 West Madison Street  
Chicago, IL 60602-4207  
Telephone: 312.372.1121  
Facsimile: 312.827.8000  
mike.abernathy@klgates.com  
christopher.hanba@klgates.com

**ATTORNEYS FOR DEFENDANT  
T-MOBILE USA, INC.**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on October 5, 2015 true and correct copies of the foregoing were served via the Court's CM/ECF system as follows:

**Kramer Levin Naftalis & Frankel LLP**

Jonathan S. Caplan, Esq.  
Mark A. Baghdassarian, Esq.  
Marcus A. Colucci, Esq.  
1177 Avenue of the Americas  
New York, NY 10001  
Tel: 212.715.9100  
Fax: 212.715.8000  
[jcaplan@kramerlevin.com](mailto:jcaplan@kramerlevin.com)  
[mbaghdassarian@kramerlevin.com](mailto:mbaghdassarian@kramerlevin.com)  
[mcolucci@kramerlevin.com](mailto:mcolucci@kramerlevin.com)

Paul Andre, Esq.  
Lisa Kobialka, Esq.  
990 Marsh Road  
Menlo Park, CA 94025  
Tel: 650.752.1700  
Fax: 650.752.1810  
[pandre@kramerlevin.com](mailto:pandre@kramerlevin.com)  
[lkobialka@kramerlevin.com](mailto:lkobialka@kramerlevin.com)

*Attorneys for Plaintiff  
Prism Technologies LLC*

**Koley Jessen P.C., L.L.O.**

Michael C. Cox, Esq. (17588)  
Daniel J. Fischer, Esq. (22272)  
1125 S. 103rd Street, Suite 800  
Omaha, NE 68124  
Tel: 402.390.9500  
Fax: 402.390.9005  
[Mike.cox@koleyjessen.com](mailto:Mike.cox@koleyjessen.com)  
[Dan.fischer@koleyjessen.com](mailto:Dan.fischer@koleyjessen.com)

**Prism Technologies LLC**

André J. Bahou, Esq.  
Vice President & Chief IP Officer  
878 Arlington Heights Drive, Suite 400  
Brentwood, TN 37027  
Tel: 615.712.6580  
Fax: 402.578.1447  
[Aj.bahou@prsmip.com](mailto:Aj.bahou@prsmip.com)

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s/ Michael Hilgers